

THE HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

-
WRIT PETITION No. 3443 OF 2006

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Dated 27th February, 2007

Between:

M.H.Appa Aided Elementary School
Sriramnagar, Kurnool.

...Petitioner

And

The Government of Andhra Pradesh
Represented by its Secretary,
School Education Department,
Secretariat, Hyderabad and others.

...Respondents.

ORAL ORDER:

In this writ petition, the petitioner – an elementary school, has questioned the proceedings dated 17.2.2005 issued in Lr.Rc.No. 13959/C5/2005. The said letter was issued to identify the surplus posts for their redeployment in needy schools for rationalization of teaching and non-teaching staff.

A Division Bench of this court has considered this aspect in Writ Appeal No.1578 of 2005 and batch and by judgment dated 29.12.2006, it held that the exercise of rationalization undertaken by the respondents is not in accordance with the rules and set aside the orders of rationalization. Following the same, the impugned letter dated 17.2.2005 is quashed. However, it is made clear that this order shall not prevent the competent authorities from undertaking fresh exercise for rationalization, which may lead to declaration of certain teachers as surplus and their absorption in needy schools.

Subject to above direction, the writ petition is disposed of. No costs.

27.2.2007

VR

R.SUBHASH REDDY, J.